

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
FLORENCE DIVISION**

PRECISION AIR, INC.,

Plaintiff,

v.

THEIA GROUP, INC. and KMR  
AVIATION SERVICES, INC.,

Defendant.

C.A. No. 4:21-cv-2446 RBH

**NOTICE OF EXTENSION OF RECEIVERSHIP STAY THROUGH JUNE 30, 2023**

**PLEASE TAKE NOTICE** that on November 8, 2021, the Southern District of New York (the “Receivership Court”) entered an *Order Appointing Michael Fuqua as Receiver* (Doc. No. 117) (the “Receivership Order”) in the case styled *FCR Advisors, LLC v. Theia Group, Inc., d/b/a “Thorian Group” and/or “Cypherian”; Theia Aviation, LLC; and Theia Holdings A, Inc., d/b/a “Thorian Holdings,”* C.A. No. 1:21-cv-6995 (PKC) (the “Receivership Case”). A true and correct copy of the Receivership Order is attached as **Exhibit A** and is incorporated herein by reference.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to the Receivership Order, the Receivership Court stayed (the “Receivership Stay”) any “action, proceeding, lawsuit or bankruptcy case against the Receivership Entities<sup>1</sup> or impacting the property and assets subject to this [Receivership] Order, including an action, proceeding or lawsuit heretofore commenced, without having first obtained leave of” the Receivership Court, for a period of 120 days following entry of the Receivership Order. Receivership Order, at ¶ 4. In addition, “[n]o person or entity, including any creditor or claimant against any of the Receivership Entities, or any person acting

---

<sup>1</sup> The term “Receivership Entities” is defined the Receivership Order as, collectively, Theia Group, Inc., Theia Aviation LLC, and Theia Holdings A, Inc. *See* Receivership Order, at ¶ 1.

on behalf of such creditor or claimant, shall take any action to interfere with the taking control, possession, or management of the assets” of the Receivership Entities. *Id.*, at ¶ 5.

**PLEASE TAKE FURTHER NOTICE** that, on April 25, 2023 the Receivership Court entered an *Order* (Doc. No. 350) (the “Stay Extension Order”) in the Receivership Case, pursuant to which the Receivership Court further extended the Receivership Stay through and including June 30, 2023. A true and correct copy of the Stay Extension Order is attached as **Exhibit B** and is incorporated herein by reference.

**PLEASE TAKE FURTHER NOTICE** that one or more of the Receivership Entities is a named defendant in the above-captioned action. Accordingly, the Receiver respectfully submits that this action has been stayed by the Receivership Order and the Stay Extension Order until at least **June 30, 2023** (pending further order of the Receivership Court).

Dated: May 17, 2023

NELSON MULLINS RILEY  
& SCARBOROUGH LLP

/s/ Jody A. Bedenbaugh

Jody A. Bedenbaugh  
Federal Bar No. 9210  
E-Mail: jody.bedenbaugh@nelsonmullins.com  
1320 Main Street, 17<sup>th</sup> Floor  
Post Office Box 11070 (29211)  
Columbia, S.C. 29201  
(803) 799-2000

OF COUNSEL:

Kurt F. Gwynne, Esq.  
Jason D. Angelo, Esq.  
Reed Smith LLP  
1201 North Market Street, Suite 1500  
Wilmington, DE 19801  
Telephone: (302) 778-7500  
Facsimile: (302) 778-7575  
E-mail: kgwynne@reedsmith.com  
E-mail: jangelo@reedsmith.com

*Counsel for Michael Fuqua, in his  
capacity as Receiver of Theia Group, Inc.,  
Theia Aviation LLC, and Theia Holdings A, Inc.*

**CERTIFICATE OF SERVICE**

I, Jody A. Bedenbaugh, hereby certify that on this 17th day of May, 2023, I caused a true and correct copy of the *Notice of Extension of Receivership Stay Through June 30, 2023* to be filed via CM/ECF, thereby providing notice of such filing to all registered participants. I further certify that I caused copies of the foregoing document to be served on the following counsel of record via e-mail:

Alice W. Parham Casey, Esq.  
WYCHE, P.A.  
807 Gervais Street, Suite 301  
Columbia, SC 29201  
Tel: (803) 254-6542  
Fax: (803) 254-6544  
E-mail: [tcasey@wyche.com](mailto:tcasey@wyche.com)

- and -

James E. Cox, Jr., Esq.  
WYCHE, P.A.  
200 E Camperdown Way  
P.O. Box 728  
Greenville, SC 29601  
Tel: (864) 242-8212  
E-mail: [jcox@wyche.com](mailto:jcox@wyche.com)

*Counsel to Plaintiff Precision Air, Inc.*

Dated: May 17, 2023

Douglas Proxmire, Esq.  
Carly M. Celestino, Esq.  
VENABLE LLP  
8010 Towers Crescent Drive, Suite 300  
Tysons Corner, VA 22182  
Tel: (703) 905-1459  
Fax: (703) 821-8949  
E-mail: [dcproxmire@venable.com](mailto:dcproxmire@venable.com)  
[cmcelestino@venable.com](mailto:cmcelestino@venable.com)

*Counsel to Plaintiff Precision Air, Inc.*

NELSON MULLINS RILEY  
& SCARBOROUGH LLP

By: /s/Jody A. Bedenbaugh  
Jody A. Bedenbaugh  
Federal Bar No. 9210  
E-Mail: [jody.bedenbaugh@nelsonmullins.com](mailto:jody.bedenbaugh@nelsonmullins.com)  
1320 Main Street, 17<sup>th</sup> Floor  
Post Office Box 11070 (29211)  
Columbia, SC 29201  
(803) 799-2000

*Counsel for Michael Fuqua, in His Capacity as  
Receiver of Theia Group, Inc.,  
Theia Aviation LLC, and Theia Holdings A, Inc.*